

1 Ford Greene
California State Bar No. 107601
2 HUB LAW OFFICES
711 Sir Francis Drake Boulevard
3 San Anselmo, California 94960-1949

FILED

MAY 31 1994

4 Attorney for Defendants
GERALD ARMSTRONG and THE
5 GERALD ARMSTRONG CORPORATION

HOWARD HANSON
MARIN COUNTY CLERK
BY C HARDING DEPUTY

6
7 SUPERIOR COURT OF THE STATE OF CALIFORNIA **RECEIVED**

8 FOR THE COUNTY OF MARIN

MAY 31 1994

9
10 CHURCH OF SCIENTOLOGY INTERNATIONAL,)
a California not-for-profit)
11 religious corporation,)

No. 157 680 **HUB LAW OFFICES**

12 Plaintiff,)

DECLARATION OF FORD GREENE
IN SUPPORT OF MOTION TO
COMPEL FURTHER RESPONSES
TO FORM INTERROGATORIES
AND FOR MONETARY SANCTIONS

13 vs.)

14 GERALD ARMSTRONG; MICHAEL WALTON;)
THE GERALD ARMSTRONG CORPORATION,)
15 a California for-profit)
corporation; DOES 1 through 100,)
16 inclusive,)

*to Benz
5-31-94
Ha*

17 Defendants.)

Date: 6/20/94
Time: 2:30 p.m.
Dept: Referee Benz
Trial Date: 9/29/94

18
19 FORD GREENE declares:

20 1. I am an attorney licensed to practice law in the Courts
21 of the State of California and am the attorney of record for
22 Gerald Armstrong, defendant and Cross-Complainant herein.

23 2. On March 4, 1994, I caused to be served on plaintiff
24 Church of Scientology International Defendant Gerald Armstrong's
25 Form Interrogatories.

26 3. On or about April 8, 1994, plaintiff served its
27 responses thereto. Certain of said responses contain objections,
28 or are otherwise incomplete, evasive or inadequate as set forth in

1 the Separate Statement of Form Interrogatories and Responses in
2 Dispute, served and filed herewith.

3 4. Plaintiff should be ordered to more fully respond to
4 each of said interrogatories because the information sought
5 thereby is relevant to the subject matter of this action, is not
6 privileged or otherwise exempt from discovery, and for the reasons
7 stated in said Separate Statement of Form Interrogatories and
8 Responses in Dispute, as well as in the accompanying memorandum of
9 points and authorities and the papers filed in support of the
10 companion motion to compel further responses to Armstrong's First
11 Set of Requests for Admissions.

12 5. I am informed that each of the objections and responses
13 was prepared for plaintiff by its attorneys, Laurie J. Bartilson
14 of Bowles and Moxon, and by Andrew Wilson of Wilson, Ryan and
15 Campolongo, and that each of said objections and/or responses was
16 made upon the advice of said attorneys.

17 6. Plaintiff's refusal to respond to said Form
18 Interrogatories and the advice of the aforesaid attorneys was
19 without substantial justification because each interrogatory is
20 relevant to the subject matter of this lawsuit.


21 7. Prior to the filing of the motion to compel further
22 responses, I made an attempt to resolve with Laurie J. Bartilson
23 the disputed issues arising from the objections by writing her a
24 letter which I faxed to her on May 27th to which I attached the
25 substance of the Separate Statement of Form Interrogatories and
26 Responses in Dispute. Thereafter, I faxed her another letter on
27 May 31, 1994 wherein I advised her that if I did not hear from her
28 I would have to file the instant motion. Then, I telephoned Ms.

1 Bartilson and because she was not available, I left a detailed
2 message with her secretary to call me. Said attempts were
3 unsuccessful and all of the issues remain unresolved and in
4 dispute.

5 8. As a result of the refusal to answer, defendant has
6 incurred and will incur reasonable costs and attorneys fees in
7 connection with this motion and the hearing thereon which will be
8 totaled in a subsequent declaration.

9 Under penalty of perjury pursuant to the laws of the State of
10 California I hereby declare that the foregoing is true and correct
11 according to my first-hand knowledge, except those matters stated
12 to be on information and belief, and as to those matters, I
13 believe them to be true.

14 Executed on May 31, 1994, at San Anselmo, California

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16 _____
17 FORD GREENE

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